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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2811

PATENT
2185-0578P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yoshinobu ONO et al. Conf.: 3053
Appl. No.: 09/977,375 Group: 2811
Filed: October 6, 2001 Examiner: J. IM
For: 3-5 GROUP COMPOUND SEMICONDUCTOR AND
LIGHT-EMITTING ELEMENT

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 17, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 18, 2003 of the Primary Examiner finally rejecting claims 1, 5-11 and 15.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

12/18/2003 CNGUYEN 00000108 09977375

01 FC:1253
02 FC:1401

950.00 OP
330.00 OP

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Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$330.00

☐ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,280.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$1,280.00 is/are enclosed.


☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.


If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Andrew D. Meikle, #32,868


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